

MAY 28 2008

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

CHINA NATIONAL CHEMICAL  
CONSTRUCTION CHONGQING  
COMPANY; CHONGQING PESTICIDE  
CHEMOINDUSTRY (GROUP)  
CORPORATION,

Petitioners - Appellants,

v.

KIT KUNG,

Respondent - Appellee.

No. 06-35436

D.C. No. CV-05-00350-ALH/JMS

ORDER \*

CHINA NATIONAL CHEMICAL  
CONSTRUCTION CHONGQING  
COMPANY; CHONGQING PESTICIDE  
CHEMOINDUSTRY (GROUP)  
CORPORATION,

Plaintiffs - Appellants,

v.

KIT KUNG,

Defendant - Appellees.

No. 07-35167

D.C. No. CV-06-00771-ALH/JMS

CHINA NATIONAL CHEMICAL  
CONSTRUCTION CHONGQING  
COMPANY; CHONGQING PESTICIDE  
CHEMOINDUSTRY (GROUP)  
CORPORATION,

Plaintiffs - Appellees,

v.

KIT KUNG,

Respondent - Appellant.

No. 07-35227

D.C. No. CV-06-00771-ALH/JMS

Appeal from the United States District Court  
for the District of Oregon  
Ancer L.Haggerty District Judge, Presiding

Submitted May 28, 2008 \*\*  
Portland, Oregon

Before: TALLMAN and CLIFTON, Circuit Judges, and KORMAN,\*\*\* Senior  
United States District Judge.\*

This case is resubmitted as of the date of this order.

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\* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

\*\* The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

\*\*\* Honorable Edward R. Korman, Senior United States District Judge for the Eastern District of New York, sitting by designation.

The parties' joint motion to dismiss these actions is GRANTED. Each side shall bear its own costs.

The Clerk shall issue the mandate forthwith.

DISMISSED.